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Prepared by: Christy L. Kinard
Assistant County Attorney

Approved by: Danny A. Presley
Deputy County Attorney

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE SHELBY COUNTY CODE OF ORDINANCES, CHAPTER 12.5, ARTICLE II, SECTIONS 12.5-51 TO 12.5-63, ENTITLED “CODE OF ETHICS.” SPONSORED BY COMMISSIONER MIKE RITZ.

WHEREAS, pursuant to state law, the Shelby County Board of Commissioners adopted Ordinance No. 330 on June 24, 2007, establishing a Code of Ethics, Rules 1 through 13, applicable to all county elected officials and employees; appointees to boards, commissions, and authorities; members and employees of the county election commission; members of the county school board; and employees of the county school district effective July 1, 2007; and

WHEREAS, the Code of Ethics is codified in the Shelby County Code of Ordinances in Chapter 12.5, Article II, Sections 12.5-51 through 12.5-63; and

WHEREAS, as codified in Chapter 12.5, Section 12.5-56, Section 6 of the Code of Ethics was amended by Ordinance No. 348, adopted by the Shelby County Board of Commissioners on October 22, 2007; and

WHEREAS, after having had an opportunity to interpret the provisions of the Code of Ethics and to obtain feedback from officials, employees and appointees during the required annual training sessions, the County Attorney’s Office recommends the Code of Ethics be amended in accordance with Exhibit “A” which is attached hereto and incorporated herein by reference; and

WHEREAS, pursuant to Chapter 898 of the 2008 Public Acts, an amendment to Tenn. Code Ann. § 8-17-102(d), county school boards are considered separate governmental entities to be governed by ethical standards established by the county boards of education.

NOW, BE IT ORDAINED BY THE BOARD OF COMMISSIONERS OF SHELBY COUNTY, TENNESSEE THAT, the Shelby County Code of Ethics be and the same is hereby amended by deleting Sections 12.5-51 to 12.5-63 of the Shelby County Code of Ordinances in their entirety and replacing them with the provisions set forth in Exhibit “A” attached hereto and incorporated herein by reference.

BE IT FURTHER ORDAINED THAT, this Ordinance shall take effect pursuant to the
Shelby County Charter and shall become effective as otherwise provided by law.

Chairman of County Commission

A C Wharton, Jr.
Shelby County Mayor

Date: _____

ATTEST:

Clerk of County Commission

FIRST READING: _____

SECOND READING: _____

ADOPTED THIRD READING: _____